

1
2
3
4
5
6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 KIMBERLY YOUNG, *et al.*,

10 Plaintiffs,

11 v.

12 REGENCE BLUESHIELD, *et al.*,

13 Defendants.

Case No. C07-2008RSL

ORDER DENYING MOTION
FOR RECONSIDERATION

14
15 This matter comes before the Court on defendant's motion for reconsideration of
16 the Court's August 6, 2009 order permitting plaintiff to file a reply in support of its
17 motion for reconsideration. On June 18, 2009, plaintiff filed a motion for reconsideration
18 of the Court's previous order dismissing their claims. After receiving the motion for
19 reconsideration, the Court issued an order permitting defendant to file a response to the
20 motion, which they did. The order explained that no further briefing on the issue would
21 be accepted. Plaintiff then filed a motion to file a reply. Defendant did not respond to
22 that motion, the Court granted it, and defendant now seeks to have the order vacated and
23 the motion to file a reply denied.

24 Defendant contends that it did not believe it could file a response to the motion to
25 file a reply because the Court's prior order precluded further briefing on the first motion

26 ORDER DENYING MOTION
FOR RECONSIDERATION - 1

1 for reconsideration. That order, however, did not preclude defendant from filing a
2 response to the subsequently-filed motion. Moreover, the motion to file a reply was not
3 filed as a motion for reconsideration, to which no response is generally permitted.
4 Rather, it was filed as a motion for relief from a limit imposed by court order and noted
5 for a later date, which gave defendant the opportunity to respond. Regardless, the Court
6 did not grant plaintiff's motion solely based on defendant's failure to reply. The motion
7 was also granted on its merits.

8 Accordingly, the motion to for reconsideration (Dkt. #109) is DENIED.
9

10 DATED this 10th day of August, 2009.
11
12

13 

14 Robert S. Lasnik
15 United States District Judge
16
17
18
19
20
21
22
23
24
25